

# STATE OF WISCONSIN

## Senate Journal

### Eighty-Sixth Regular Session

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TUESDAY, February 8, 1983

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The roll was called and the following senators answered to their names:

Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by Reverend John R. Thomas of Christ Presbyterian Church, Madison.

The senate remained standing and Senator Ellis led the senate in the pledge of allegiance to the flag of the United States of America.

By request of Senator Cullen, with unanimous consent, the chair was directed to appoint an escort to await upon the Governor.

The chair appointed Senators Cullen, Kleczka and Harsdorf to await upon the Governor.

By request of Senator Cullen, with unanimous consent, the senate recessed until 11:25 A.M.

10:08 A.M.

The senate proceeded in a body to the Assembly Chamber to meet in Joint Convention to receive the State of the State Message.

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#### IN ASSEMBLY CHAMBER

#### IN JOINT CONVENTION

The President of the Senate in the chair.

The committee to await upon the Governor appeared with his excellency the Governor, who delivered his message as follows:

Over the last 40 years -- years of relative growth and prosperity -- Wisconsin's governors have found it useful to offer their reflections on the state of the state, and

then, in a separate message convey their plans for the operation of state government.

I am departing from that practice this year and combining those messages. Wisconsin finds itself in the midst of great distress and a great transition. This year, as in few others, the state of the state and the state of the budget are very closely linked.

We are in the midst of hard times. This will be a hard-times budget.

Our economy has taken a severe beating in the last few years. Since 1979 we have lost 113,000 manufacturing jobs, and have seen virtually no growth in employment and in other sectors of the economy. Most of the loss in manufacturing jobs has come in the durable goods sector, which was the mainstay of our state until high interest rates became a regular and paralyzing factor of the national economy.

Most discouraging, however, is the prognosis for the short-term future. Our best projections -- which assume a modest recovery in the economy -- indicate that in 1985 employment in Wisconsin's most important manufacturing industry, non-electrical machinery, will be 20 percent under the 1979 level. In 1979 we had 134,500 men and women employed in that industry. But in 1985, when the worst of the recession should be behind us, that number will likely be under 108,000.

In all manufacturing categories we can expect to have about 90,000 fewer employees than we had in 1979. That means that many of our manufacturing jobs were not simply recession sacrifices for a short period -- it means they are lost for the foreseeable future, if not forever.

The manufacturing economy that has been Wisconsin's main engine of prosperity is changing rapidly, and the catalysts of that change are new technology and foreign competition. In the long run, our state is well situated to hold its own in the world economy...but in the short run, we are in for some hard times.

#### Fewer Jobs, Smaller Revenues

One of the most immediate consequences of our economic problems is that the bottom has dropped out of state revenues. Fewer people are paying taxes and more of our fellow citizens are being forced into public assistance as their unemployment benefits expire. Just when we need to make some important investments in our future, we are deep in the red and are destined to stay there for another year even if we pass the balanced budget that I am proposing.

But a more important symptom of our problem was dramatized several weeks ago when nearly 20,000 people

lined up in the cold in West Allis to apply for 200 jobs with A.O. Smith. Many of those men and women have been the industrial workers who have kept our economy strong for a generation. This is their first experience with prolonged unemployment, and it is a bitter one.

In December, our unemployment rate was 11.7 percent, with 300,000 people out of work in our state. During 1982, one out of every four Wisconsin workers in the private sector drew an unemployment check at some point during the year. In the past, Wisconsin has lagged behind the nation in unemployment. But now our state is suffering more joblessness than the national average. And I am sad to say that when times improve, Wisconsin is expected to trail the nation in its recovery.

### The Challenge Ahead

Make no mistake about it, these are hard times that will test us all. The men and women in business and organized labor know this well, and they have told me so many times in recent weeks. But the message they also give me is that they will not fear for their futures if we will not fear to show leadership. They understand that we must prepare our state to compete in a rapidly-changing economy. But they expect us to do our utmost to soften the blows of the recession as we plan for the great retooling.

In the task before us, established industries will have to change to survive and new industries must be nurtured to take the place of those that falter. I will spare you the buzz words that everyone uses to describe the basic features of the emerging economy. But I can tell you straightforwardly that if we do not pay primary attention to maintaining the high quality of our workforce and the excellence of our educational institutions, Wisconsin will run a terrible risk of joining those backward states who stand as spectators along the parade route of prosperity.

The state of the state is trying today. But tomorrow can be better. We hold the tools of change in our hands, and our riches are all around us.

### The 1983-85 Budget

The continuing national recession and our state's alarming unemployment rate have combined to produce a continuing fiscal crisis in state government. On July 1, 1983, state government will start the biennial period nearly \$300 million in the red -- the hangover from two years of miscalculation. If we raised no new revenues and spent at levels now required by law, we would face a biennial budget deficit of more than \$1.5 billion. We cannot live with these red-ink disasters.

The major causes of these deficits are the recession and the erosion of our industrial employment base, but the deficits are also the result of our refusal in recent years to be realistic about our economic circumstances. For the last two years, we have been trying to wish our problems away as we waited in vain for recovery and prosperity. We counted on good fortune to do the job we should have done for ourselves. We gambled and lost with the result that my predecessor and the last Legislature spent far too much time "repairing" while other pressing problems went begging.

I want to announce today that the days of fingers-crossed budget making are behind us. This will be a "pay as we go" budget -- not a "pray as we go" budget.

I do not expect this budget to reach my desk exactly as I submit it to you today. I know you will want to make some changes and you will find me a reasonable partner as we try to develop a responsible answer to our state's fiscal problems. I will, however, have a bottom line, just as many of you will. Mine will be this:

We are going to do this budget right the first time.

We are going to cut enough spending and raise enough revenue to get in the black and stay there.

We are going to do it without accounting tricks and without wishful thinking.

We are going to take our state out of crisis, once and for all.

### Fiscal tightening

There will be tight controls on state spending for the next two years. State operations -- that part of the budget which supports the "bureaucracy" -- will represent a smaller slice of the total budget pie than ever before. On an absolute basis, excluding quality improvements in the university and fixed costs such as health insurance and debt service, state operations costs will actually decline from their 1982-83 levels. The increase in general purpose revenue spending will be slightly more than 3 percent per year, the smallest percentage increase since 1953.

I do not need to tell you that some of the cuts I am suggesting in this budget are painful ones which go far beyond the pruning and trimming which are always a part of the budget process. I have made over \$500 million in reductions from base expenditure levels and cost-to-continue budgets. I have eliminated more than 200 positions from the general purpose revenue budget and more than 1,000 positions overall.

I have avoided across-the-board reductions. Every program was evaluated on its merits and many which would have deserved support during normal times were eliminated altogether. Though this budget process took more time and will produce more political fallout than the across-the-board approach, I believe it is wiser policy and will mean a more effective government in the long run.

### Spending Cuts

No agency was exempt from the budget cutting process. The department of natural resources is receiving reductions in its environmental planning aids program. The inland lakes renewal program is eliminated completely as is the solid waste recycling authority. Growth in funds for combatting non-point source pollution will be significantly cut back.

There are significant cuts in the administrative staff of the department of health and social services. Employment grants for the developmentally disabled are cut and state funding of weatherization aids is dropped completely. The staffing of the division of community services is cut. Major savings will be realized by reducing

staff and program activities at the mental health institutes and developmental disabilities centers.

In addition, co-payments are being instituted for mandatory services offered under Medicaid, and increases in payments to AFDC recipient counties and to Medicaid providers are being held to a minimum. We are going to keep the pressure on to cut costs in the medical assistance program and we are eliminating the public patient program and replacing it with a catastrophic general relief medical program.

No funds are being provided to the Wisconsin Council on Criminal Justice to make up for the federal dollars which will no longer be available. Positions are being reduced and programs such as crime prevention are being dropped.

Substantial cuts will be made in the Department of Revenue's Bureau of Municipal Audit and the assessment review function. And I do not believe that we can afford to increase the eligibility for the Homestead Property Relief Program this biennium as we have in past years.

The Department of Development will lose two programs that under other circumstances would be worth retaining -- state planning aids and the Housing Grant Fund. As some of you have heard, the "fire dues" program has been eliminated and the proceeds shifted to the Wisconsin State Property Tax Relief Program. And we cannot afford during this biennium to continue our policy of providing aids for county fairs.

Cuts in the transportation budget include moving to a single license plate and eliminating the subsidy for rail car ferries, as well as reducing the number of positions in the department.

In the Department of Public Instruction, handicapped education aids are formalized at the current reimbursement rate. The savings that are realized by reimbursing most handicapped education costs at 63 percent and the costs of psychologists and social workers at 51 percent will be added to the general school aid appropriation.

I am recommending a substantial cutback in university requests for capital spending and in the appropriations from the building trust funds. The university should be on notice that the key to quality in the long run will not be bricks and mortar, but quality instruction.

In all, including reductions in aids to localities and individuals, there are in excess of \$500 million in cuts in the budget you will receive today. Most of the programs being cut or eliminated are not wasteful or frivolous -- we simply cannot afford them. We don't have the money.

The entire list of cuts is too long to recite here, but it includes many programs with active and concerned constituencies who will be pressing their case as the budget moves through the Legislature. I urge you to resist these pressures unless you are prepared to suggest cuts in other programs which will keep this budget in balance.

### Property Tax Relief

The budget maintains state government's commitment to sharing revenue with local governments and school districts. We cannot, however, fully fund the formulas which are now in the statutes.

The base level of shared revenue payments is established at \$675 million for 1982-83, and increases of approximately five percent are added in each year of the biennium. The amount I am recommending is \$23 million less than full funding of the formula would require.

The Wisconsin State Property Tax Relief Program will be funded at a level of \$281 million each year of the biennium. Cities, villages and towns will continue to receive approximately the same proportion of WSPTR funds that have been allocated for 1983. The amount I am recommending is \$52 million less than the formula requires.

School aids will increase by 7.8 percent over the biennium, a level sufficient to maintain our current share of 39 percent of comprehensive school costs. Shifts from categorical aids to the general aid distribution save \$32 million in the biennium.

Taken together, shared revenues, WSPTR, school aids and voc tech aids and other property tax relief programs will increase by \$325 million during the 1983-85 budget period. To diminish this commitment in any significant way will set the stage for excessive property tax growth during the next two years. Higher property taxes are a tragedy for low income people or those living on fixed incomes.

A rapidly-escalating property tax bill would be one more intolerable burden to people already hurting badly because of the recession. We simply cannot let that happen.

### Investing in Strength

This recession presents us with a serious test of our human values. Hard times have sharp edges, and there are some programs which we simply cannot afford to reduce precisely because the times are so wounding.

Unemployed parents are moving onto public assistance rolls when their unemployment compensation payments end. Women and children are faced with increased physical abuse as the tensions associated with joblessness and economic uncertainty explode into domestic violence. Workers who have been productive for a generation or more find themselves unemployed and unable to rejoin the workforce without retraining.

This budget makes clear our commitment to provide the help so many need to come through this deep recession with their lives and dignity intact. If we fail to meet this test, then all of the other difficult decisions on taxing and spending will be wasted effort.

We also need to look beyond the pain of today and strengthen those institutions which will provide the basis for the long-term economic recovery of our state. This budget reverses the trend of declining support for our university system. It continues our commitment to provide funding for 39 percent of the costs of elementary

and secondary education and 32 percent of vocational education costs. These are expensive budget decisions in a time of scarce revenues, but we must continue our tradition of excellence in education if we are to produce the quality workforce and the innovative technologies which will be required if we are to compete in tomorrow's economy.

I am proposing some new, important initiatives we must take to provide for the long-term health of our state's economy. The budget provides new tax credits for research and development and for job creation. The budget calls for a \$1.3 million "quick-start" training fund for customized vocational training needs. There is a new program to provide funding for industry-university research efforts which should act as a catalyst for new relationships between the private sector and our institutions of higher learning. These initiatives, in combination with a continuing commitment to excellence in education, will begin to provide a basis on which to rebuild the economic strength we have lost in the last few years.

Our long-term future will also require an adequate and well-maintained transportation network. I am proposing an accelerated program to complete high-priority highway projects as much as ten years ahead of their current schedule. In addition to accelerating our highway construction program, we need an assured source of revenue for the maintenance of our existing transportation network. I have, therefore, included a proposal to index the motor fuel tax to provide the needed resources on a predictable basis. The transportation budget maintains state support of mass transit systems and commits the state to pick up half of any decreases in federal transit aids.

This budget also provides some important new investments in our human capital. It includes \$14 million in additional funds for the community options program. This is an initiative which will permit older people and disabled individuals to maintain their independence and stay in their homes. The community options program will provide an alternative to expensive and impersonal institutional care.

#### Bolstering Revenues

It is not possible to balance this budget without tax increases. State collected general revenues have fallen off drastically in the last several months as the private economy has faltered. But our revenue problem is not just temporary. Since 1979, we have been spending approximately \$150 million more each year than we collected. A recovering economy will not have the power to make up for the erosion in our permanent revenue base.

I am proposing temporary revenue increases totaling \$489 million for the biennium. Most of the revenue will come from a 10 percent surcharge on the personal income tax during the first year of the biennium, when our deficit problem is most critical. The surtax drops to five percent for calendar year 1984 and is eliminated by calendar year 1985. This revenue will be complemented by corporate surtaxes, a temporary suspension of

indexing, and a one-time advancing of ad valorem tax payments by utilities. Indexing of the tax brackets will be reinstated in 1985 and will provide adjustments for inflation in excess of three percent.

It had been my hope when the budget process began to make all the revenue increases temporary, but the seriousness of our fiscal situation means that some permanent tax increases will be necessary if we are to maintain our commitment to property tax relief and an acceptable level of state services.

The present tax structure, as a result of erosion due to indexing, accelerated depreciation, capital gains reform, coupled with the structural damage from the most serious economic decline since the Great Depression, will not generate enough revenue to meet our commitments. To avoid permanent tax increases, we would need 17 percent growth in revenues from the existing (pretax increase) tax structure, something that will be virtually impossible to achieve. The highest annual percentage growth seen in recent years is 14 percent in 1978-79 -- during the inflationary period of the late 1970's before indexing.

Fiscal solvency requires that current revenues equal current expenditures so that financial obligations can be honored on a timely basis. The rating agencies (Standard & Poors and Moody's) will view a lack of permanent tax increases as a symbol of the state not doing what is necessary to put our financial house in order.

If we do not restore some of the permanent tax base that has been lost over the last few years, we can expect our state to be in a perpetual fiscal crisis. We will be forced to enact temporary tax increases over and over again until, for all practical purposes, they become permanent. This is a process which will surely erode the confidence of the people who elected us. I do not believe it is good government or good politics to enact temporary tax increases year after year.

I am proposing a 5 percent increase in the personal income tax. The income tax, for all its shortcomings, is progressive and fair. The increase I am proposing will leave our tax rates far below those of 1978. If my proposal is enacted the top rate for the income tax will be 10.5 percent, and it will apply to income over \$51,600. In 1978, the top rate was 11.4 percent and applied to all income over \$14,000.

When we had a billion dollar surplus four years ago, the income tax was judged to be the appropriate vehicle for enacting reductions. Now that the situation was reversed so dramatically, I believe the income tax is the fairest way of raising the revenue we need.

#### Other Tax Changes

The budget bill raises the corporate income tax from 7.9 percent to 8.7 percent and adds a 1 1/2 percent cross receipts license fee on light, heat and power companies.

Additionally, I am proposing that Wisconsin no longer provide accelerated depreciation for business investments made outside Wisconsin. It makes no sense to me for us to encourage investments made by Wisconsin companies in other states by subsidizing them through our tax system.

The property tax credit on second homes is eliminated in the budget bill. I believe it is appropriate and fair that the state provide a credit against the property taxes paid on a primary residence, but there is little justification for continuing the credit for people prosperous enough to own more than one home.

I have resisted pressures to make additional increases in the sales tax by increasing the rate or broadening the base. Similarly, I have rejected suggestions that we undo reductions in capital gains and other business-related taxes.

#### Reforms and Incentives

There are two important tax reforms in the budget bill. Beginning in 1985, the standard deduction will be indexed just as the tax brackets are indexed today. And in the second year of the biennium, an earned income tax credit is instituted to provide an additional incentive to work for those people who earn less than \$10,000 per year. It is important that we give low-income workers this small incentive to remain productive.

#### If the Economy Improves Faster than Expected, Permanent Taxes will be Reduced or Eliminated.

The revenue estimates on which this budget is based predict modest growth for the national economy during each year of the biennium. If the Wisconsin economy recovers faster than expected and we collect more revenue than is required to fund this budget, I will come back to the Legislature and ask that the tax increases be reduced. Under no circumstances will the expenditure side of this budget increase significantly during the next two years.

#### Health Care Cost Containment

The sole bit of good news in the budget picture for the current biennium is that our expenditures for Medicaid are \$80 million less than was expected. That trend is expected to continue into the next budget period. I will seek to build on that success.

Budget items relating to hospital rate review, certificate of need, health planning and the Wisconsin Health Facilities Authority have been left undecided as this budget is presented. I wanted extra time to consider these programs together so that I could present them all at once as part of a comprehensive, ongoing effort to bring medical cost inflation under control. I am convinced that the individuals and corporations who pay Wisconsin's health bill are not willing to go along with the proposition that it is acceptable for medical costs to go up 11 percent or 12 percent a year when the overall inflation rate is less than four percent. Health care providers and institutions are going to have to learn to live under the same economic rules as the rest of us.

#### Natural Resources

There are important new initiatives in the budget which reallocate more than \$1 million in general purpose revenue to toxic waste, hazardous spills and groundwater monitoring. A new state cost-sharing soil and water conservation program will be administered through the Department of Agriculture, Trade and Consumer Protection.

There is a wide range of fee increases in the budget to fund the operation of our parks and wildlife management programs. A tax checkoff for the protection and management of endangered species is in the bill you will be considering.

#### The Next Few Months

There is much more detail in the budget books and in the budget in brief. We will have much to discuss over the next several months, and I hope I have the chance to talk with each of you about the areas of the budget of most concern to you and your constituents. I have served in these chambers and I understand well the difficulty of the decisions I have put before you.

There will be some loud arguments before this process is over. But there will be some moments of statesmanship as well. Over the last several days I have met with legislators of both parties from each House. I am hopeful that this time of trouble can produce a spirit of bi-partisan cooperation which is not usually the rule during budget deliberations.

I do not expect that every item in this budget will win your wholehearted support. But agree or disagree, the final result must not be a half-hearted solution. Once again, I insist:

We must do this once, we must do it right, and we must do it decisively. The people of Wisconsin deserve nothing less.

The spectacle of budget repair must end with us, in this session. The lure of temporary fixes must not weaken our resolve.

Let us agree today to make an alliance of wisdom, friendship, spirit and purpose that will write a new chapter of progress for our state and hope for all our fellow citizens. And let us be guided as we do this by the eloquent words of our friend and colleague, Senator Clifford Krueger, who reminded us in his farewell speech that "human dignity is not a privilege dependent on prosperity, but a right upon which prosperity itself depends."

For the dignity of our citizens and for the prosperity of Wisconsin, I offer this budget and ask your help.

11:25 A.M.

The senate reconvened.

INTRODUCTION OF RESOLUTIONS

**Senate Joint Resolution 8**

Relating to property tax or other tax benefits for home improvements (first consideration).

By Senators Lee, George, Thompson, Norquist, Theno, Otte, Strohl and Van Sistine; cosponsored by Representatives S. Coggs, Seery, Meaux, Crawford and Becker.

Read first time and referred to committee on Urban Affairs and Government Operations.

**Senate Joint Resolution 9**

Relating to limiting the total biennial appropriation which the legislature may enact to the growth rate of adjusted gross income (first consideration).

By Senators Opitz and Kreul; cosponsored by Representatives Stitt and T. Thompson.

Read first time and referred to committee on Urban Affairs and Government Operations.

**Senate Joint Resolution 10**

Directing the attorney general to initiate court action to challenge provisions of the federal clean air act.

By Senator Opitz; cosponsored by Representatives Prosser, Matty, Porter, Panzer, Moyer and Stitt.

Read and referred to committee on Judiciary and Consumer Affairs.

**Senate Joint Resolution 11**

To amend section 2 of article VI of the constitution so as in effect to repeal said section; and to amend section 8 of article V, sections 1 and 3 of article VI, sections 7 and 8 of article X and section 4 of article XIII of the constitution, relating to abolishing the constitutional offices of secretary of state and state treasurer (first consideration).

By Senators Lee, Davis, Johnston, Kleczka and Risser; cosponsored by Representatives Plewa, Radtke, Medinger, Czarnecki and Gerlach.

Read first time and referred to committee on Urban Affairs and Government Operations.

INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 65**

Relating to notification of legislators of proposed land acquisitions by the department of natural resources.

By Senator Opitz; cosponsored by Representatives Thompson and Stitt.

To committee on Energy and Environmental Resources.

**Senate Bill 66**

Relating to private counsel and investigator reimbursement and making an appropriation.

By Senators Kleczka, Adelman and Risser; cosponsored by Representatives Munts and Rutkowski, by request of Governor Anthony S. Earl.

To joint committee on Finance.

**Senate Bill 67**

Relating to rate discounts of life insurance policies issued to nonsmokers by the state life insurance program.

By Senators Johnston and Lee; cosponsored by Representatives Ulichny, Gerlach, M. Coggs and Matty.

To committee on Labor, Business, Veterans Affairs and Tourism.

**Senate Bill 68**

Relating to a personal property tax exemption for logging equipment.

By Senators Theno, Roshell, Kreul, Van Sistine, McCallum and Chilsen; cosponsored by Representatives Kincaid, Rude, Matty, Byers, Jaronitzky, Schultz, Turba, Larson, Smith, Jauch and Gilson.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 69**

Relating to commercial fishing license reciprocity limitations and exemptions to those limitations.

By Senators Van Sistine and Chilsen; cosponsored by Representative Vanderperren.

To committee on Labor, Business, Veterans Affairs and Tourism.

By request of Senator Cullen, with unanimous consent, **Senate Bill 69** was withdrawn from committee on Labor, Business, Veterans Affairs and Tourism and referred to committee on Energy and Environmental Resources.

**Senate Bill 70**

Relating to allowing municipalities to impose a service fee on certain tax-exempt property.

By Senators Offner, Lee, Norquist, Johnston and Roshell; cosponsored by Representatives Becker, Gilson, Roberts, Robinson and Loftus.

To committee on Urban Affairs and Government Operations.

**Senate Bill 71**

Relating to modifying property tax exemptions for farmers' temples, colleges and universities.

By Senators Offner, Norquist, Johnston and Roshell, cosponsored by Representatives Roberts, Becker, Gilson, Robinson and Loftus.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 72**

Relating to authorizing town fire districts to borrow money and issue bonds.

By Senator Kreul.

To committee on Urban Affairs and Government Operations.

**Senate Bill 73**

Relating to state payment of public school tuition for children of parents employed at and residing on the grounds of a state park.

By Senator Kreul.

To committee on Health, Education, Corrections and Human Services.

**Senate Bill 74**

Relating to emergency medical care provided under general relief.

By Senator Kreul.

To committee on Health, Education, Corrections and Human Services.

**Senate Bill 75**

Relating to membership of a library board in a school district authorized to maintain public library facilities.

By Senator Kreul.

To committee on Health, Education, Corrections and Human Services.

**Senate Bill 76**

Relating to an income tax credit for inheritance taxes paid, making an appropriation and creating a penalty.

By Senator Kreul.

To committee on Urban Affairs and Government Operations.

**Senate Bill 77**

Relating to establishing enterprise zones and creating income tax benefits and other benefits in respect to them and granting rule-making authority.

By Senators Opitz, Hanaway, Lasee and Harsdorf; cosponsored by Representatives T. Thompson, Radtke, Nelsen, Matty, Tregoning, Panzer, Coleman and Stitt.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 78**

Relating to establishing a beginning farmer loan program.

By Senator Kreul.

To Joint Survey committee on Debt Management.

**Senate Bill 79**

Relating to directing the department of industry, labor and human relations to develop a certification exam for master electricians and granting rule-making authority.

By Senator Roshell.

To committee on Labor, Business, Veterans Affairs and Tourism.

**Senate Bill 80**

Relating to regulating smoking in public conveyances and specified places, granting rule-making authority and providing a penalty.

By Senators Risser, Johnston, Otte, Davis, Lee, Strohl, Chilsen, Norquist, McCallum and Lorman; cosponsored by Representatives Neubauer, Munts, Plous, Smith, Nelsen, Czarnezki, Tesmer, Van Gorden, Ulichny, Wood, Kunicki, Rosenzweig, M. Coggs, Goodrich, Medinger, Andrea, Jaronitzky, Gilson, Sell, Seery, Meaux, Crawford, Gerlach, Becker and Rutkowski.

To committee on Health, Education, Corrections and Human Services.

**Senate Bill 81**

Relating to alcohol beverage wholesalers' interest in retail premises.

By Senator Roshell; cosponsored by Representatives Shoemaker, Looby and Bradley.

To committee on Labor, Business, Veterans Affairs and Tourism.

**Senate Bill 82**

An act to authorize and direct expenditure of \$3,654.01 from the general fund for payment of a claim against the state made by Gareth Foerster.

By Senator Kleczka; cosponsored by Representative Roberts, by request of State Claims Board.

To joint committee on Finance.

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COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

**Senate Bill 83**

Relating to state finances and appropriations, constituting the executive budget bill of the 1983 legislature, and making appropriations.

By request of Governor Anthony S. Earl.

Introduction:

Ayes, 13 -- Senators Kleczka, Maurer, Offner, Roshell, George, Norquist and McCallum, Representatives Munts, Metz, Wood, Becker, Helbach and Stitt;

Noes, 1 -- Representative Schneider.

Read first time and referred to joint committee on Finance.

GERALD D. KLECZKA  
Chair

The committee on Labor, Business, Veterans Affairs and Tourism reports and recommends:

FLYNN, JAMES, of West Allis, as Secretary of the Department of Development, to succeed William Kraus, to serve at the pleasure of the Governor.

Confirmation:

Ayes, 6 -- Senators Van Sistine, Roshell, Bablitch, Adelman, Thompson and Chilsen;

Noes, 0 -- None.

BELLMAN, HOWARD, of Madison, as Secretary of the Department of Industry, Labor and Human Relations, to succeed James Gosling, to serve at the pleasure of the Governor.

Confirmation:

Ayes, 6 -- Senators Van Sistine, Roshell, Bablitch, Adelman, Thompson and Chilsen;

Noes, 0 -- None.

JEROME VAN SISTINE  
Chair

The committee on Transportation reports and recommends:

**SWEDA, JOSEPH**, of Madison, as Chairman of the Transportation Commission, to succeed Joan D. McArthur, to serve for the term ending March 1, 1989.

Confirmation:

Ayes, 4 -- Senators Otte, Moen, Maurer and Kreul;  
Noes, 0 -- None.

**CARL OTTE**  
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Department of State

February 1, 1983.

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(8):

Sincerely,  
**DOUGLAS LAFOLLETTE**  
Secretary of State

*Lobbyist's name, address, telephone number; principal's name, address, telephone number; the code numbers indicating Areas of Legislative Action; the code numbers indicating Areas of Administrative Action.*

Antoniewicz, Gary L., 125 W. Doty St., P.O. Box 551, Madison, WI 53701 (608) 256-1020; Wisconsin Farm Equipment Assn., Inc., 13 Odana Ct., P.O. Box 4364, Madison, WI 53711 (608) 273-2900; 1, 2, 14, 22; 109, 113, 136, 184.

Armogost, Carolyn, 550 E. Shady Lane, Neenah, WI 54956 (414) 731-4482; Wisconsin Education Assn. Council, 101 W. Beltline Hwy., Madison, WI 53713 (608) 255-2971; 1-26; 101-186.

Black, Spencer, 111 King St., Madison, WI 53703 (no phone given), Sierra Club, John Muir Chapter, 111 King St., Madison, WI 53703 (608) 256-0565; 11, 17; 114.

Brogden, Lucinda, P.O. Box 1812, 22 N. Carroll, Ste. 303, Madison, WI 53701 (608) 251-0471; Wisconsin Citizens for the Arts, Inc., P.O. Box 1812, 22 N. Carroll, Ste. 303, Madison, WI 53701 (608) 251-0471; 26; 102.

Brown, Senn, 122 W. Washing Ave., Madison, WI 53703 (608) 257-2622; Wisconsin Assn. of School Boards, Inc., Box 160, Winneconne, WI 54986 (414) 582-4443; 1-26; 101-186.

Broydrick, William B., 2929 N. Shepard Ave., Milwaukee, WI 53211 (414) 933-6690; Milwaukee Children's Hospital-Paul A. Donnelly, President, 1700 W. Wisconsin Ave., Milwaukee, WI 53233 (414) 931-4098; 7, 11, 19; 129, 143; Wisconsin Auto & Truck Parts Re-Cycling Assn., P.O. Box 429 Marion, WI 54950 (414) 437-4877; 1-26; 101-186.

Burdick, Frank, 2645 Harlem St., Eau Claire, WI 54701 (715) 835-1131; Wisconsin Education Assn.

Council, 101 W. Beltline Hwy., Madison, WI 53713 (608) 255-2971; 1-26; 101-186.

Conlon, Kevin W., Room 701-F, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-3747; City of Milwaukee, Attn. City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-2221; 1-8, 10, 11, 13, 14, 16-23, 26; 101, 109, 113, 116, 119, 121, 129, 136, 138, 140-142, 144, 148, 149, 170-172, 174, 176, 178, 180, 186.

Elliott, Charles W., Wisconsin Petroleum Council, Div. of API, 25 W. Main St., Madison, WI 53703 (608) 256-3312; American Petroleum Institute, 2101 L St., N.W., Washington, D.C. 20037 (202) 457-7200; 1, 2, 4, 7, 8, 13-18, 20-23, 26; 101, 109, 113, 136, 142, 144, 149, 170, 174-176, 178, 181, 186.

Englund, Eric, 615 E. Washington Ave., Madison, WI 53703 (608) 257-8477; Wisconsin Society of Architects, 615 E. Washington Ave., Madison, WI 53703 (608) 257-8477; 3, 7, 11, 13, 15, 16, 18, 20, 21; 101-103, 129, 136, 137, 144, 146, 148, 150, 158, 174, 180.

Feil, Herbert E., Box 124, Randolph, WI 54956 (414) 326-3330; Tavern League of Dodge County, Inc., Box 124, Randolph, WI 5495 (414) 326-3330; 1, 3, 8, 10, 13, 15, 17, 18, 20-22, 26; 109, 129, 131, 136, 140, 144, 149, 154, 170, 174.

Forde, John N., 25 W. Main St., Ste. 702, Madison, WI 53703 (608) 251-4773; Savings League of Wisconsin, Ltd., 312 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 271-7303; 1-8, 13-26; 101, 109, 113, 116, 117, 119, 121, 129, 136, 138-140, 142, 149, 150, 170, 172, 174, 175, 183.

Franke, Harry F., 660 E. Mason St., Milwaukee, WI 53202 (414) 271-5900; Motion Picture Assn. of America, 522 5th Ave., NYC 10036 (212) 840-6161; 3, 20-22; 101, 140, 170, 174.

Greenley, Dianne, 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 520 University Ave., Madison, WI 53703 (608) 251-4008; 3-7, 9-14, 16, 18-20, 22; 101, 108, 127, 129, 136, 140, 145-150, 170, 176.

Haselow, Douglas, Room 701-F, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-3747; City of Milwaukee, Attn. City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-2221; 1-8, 10, 11, 13, 14, 16-23, 26; 101, 109, 113, 116, 119, 121, 129, 136, 138, 140-142, 144, 148, 149, 170-172, 174, 176, 178, 180, 186.

Hottenroth, Theresa M., 901 N. 9th St., Room 302-Courthouse, Milwaukee, WI 53233 (414) 278-4351; County of Milwaukee, 901 N. 9th St., Milwaukee, WI 53233 (414) 278-4211; 1-26; 101-186.

Hough, James E., 1 S. Pinckney St., Ste. 313, Madison, WI 53703 (608) 255-2180; Dr. John C. Weaver, 2978 Crownview Dr., Rancho Palos Verdes, CA 90274 (213) 833-4528; 26; Marathon Oil Co., 539 S. Main St., Findlay, OH 45840 (419) 422-2121; 22; Minnesota Mining & Mfg. Co., 3M Center, St. Paul, MN 55101 (612) 733-2982; 13, 18, 20, 21, 23, 26; 116, 176, 186; United States Steel Corp., 208 S. LaSalle St., Chicago, IL 60690 (312) 329-2244; 22. Wisconsin Council for Independent Education, 161 W. Wisconsin Ave.,



Milwaukee, WI 53703 (414) 271-8103; 7, 18, 20 21; Wisconsin Economic Development Assn., Inc., 756 N. Milwaukee St., Milwaukee, WI 53202 (414) 271-4080; 3, 4, 13, 15, 17, 20-22; Wisconsin Mortgage Bankers Assn., 777 E. Wisconsin Ave., Milwaukee, WI 53292 (414) 765-4842; 2, 3, 25.

Howells, Thomas A., Jr., 125 W. Doty St., Madison, WI 53703 (608) 255-6789; Wisconsin Motor Carriers Assn., 125 W. Doty St., Madison, WI 53703 (608) 255-6789; 1-25; 101-186.

Kinzler, Ross, 122 W. Washington Ave., Madison, WI 53703 (608) 257-2622; Wisconsin Assn. of School Boards, Inc., Box 160, Winneconne, WI 54986 (414) 582-4443; 1-26; 101-186.

Lewandowski, Richard J., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891; Wisconsin Paper Council, 1920 American Ct., Neenah, WI 54956 (414) 722-1500; 1-25; 101-185.

Malkasian, William E., 4801 Hayes Rd., Madison, WI 53704 (608) 241-2047; Wisconsin Realtors Assn., 4801 Hayes Rd., Madison, WI 53704 (608) 241-2047; 1-26; 101-186.

Mapp, Patricia, 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 510 University Ave., Madison, WI 53703 (608) 251-4008; 9, 17, 19, 26; 129, 148.

Michels, Kathleen A., 206 E. Olin Ave., Madison, WI 53713 (608) 251-1462; Wisconsin Nurses Assn., Inc., 206 E. Olin Ave., Madison, WI 53713 (608) 251-1462; 3-5, 7, 9-14, 17-22, 26; 101, 108, 127, 129-132, 136, 138, 143, 148, 150, 162, 170, 180, 174, 186.

Mitchell, Brian L., Room 701-F, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-3747; City of Milwaukee, Attn. City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-2221; 1-8, 10, 11, 13, 14, 16-23, 26; 101, 109, 113, 116, 119, 121, 129, 136, 138, 140-142, 144, 148, 149, 170-172, 174, 176, 178, 180, 186.

Murray, Thomas B., 121 S. Hancock, Apt. 8C, Madison, WI 53703 (no phone given); Wisconsin Sheriffs' & Deputy Sheriffs' Assn., P.O. Box 145, Chippewa Falls, WI 54729 (715) 723-0402; 6, 20, 23; 126, 130, 140, 141, 176.

Muzik, Edward J., 139 W. Wilson, Madison, WI 53703 (608) 257-6177; The Assn. of University of Wisconsin Faculties, 139 W. Wilson St., Madison, WI 53703 (608) 257-6177; 1-26; 101-186.

O'Brien, Maxine Dailey, 722 W. Carroll, Portage, WI 53901 (no phone given); Wisconsin Assn. of Campground Owners, Inc., 722 W. Carroll St., Portage, WI 53901 (608) 742-6922; 26; 186.

O'Connor, William P., Ste. 520, Tenney Bldg., 110 E. Main St., Madison, WI 53703 (608) 255-3000; Wisconsin Assn. of Lake Districts, c/o William P. O'Connor, 1211 Rutledge St., Madison, WI 53703 (608) 255-3000; 17, 144.

Olenchek, Roland S., P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-8283; Board of School Directors of the City of Milwaukee, P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-

8282; 2, 4-12, 14, 17-20, 22-24; 101, 104, 113, 118, 119, 121-129, 136-138, 140, 142, 144-146, 148-151, 158, 170, 171, 174, 176, 178, 184.

Parys, Ronald G., 206 E. Olin Ave., Madison, WI 53713 (608) 251-0368; Wisconsin Communities for Local Control, Inc., 2825 N. Mayfair Rd., Milwaukee, WI 53222 (414) 771-1620; 4, 13, 22, 26; 142, 170, 174, 179.

Peterburs, John J., P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-8283; Board of School Directors of the City of Milwaukee, P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-8282; 2, 4-12, 14, 17-20, 22-24; 101, 104, 113, 118, 119, 121-129, 136-138, 140, 142, 144-146, 148-151, 158, 170, 171, 174, 176, 178, 184.

Phillips, Charles M., 30 W. Mifflin St., #910, Madison, WI 53703 (608) 257-0004; Wisconsin Catholic Conference, 30 W. Mifflin St., Madison, WI 53703 (608) 257-0004; 1, 3, 5-12, 14-20, 22-25; 101, 108, 109, 118, 127-129, 136, 140, 148, 150, 154, 170, 174.

Phillips, Joe, 5645 S. 108th St., Hales Corners, WI 53130 (414) 529-4702; Outdoor Advertising Assn. of Wisconsin, 920 S. Memorial Dr., Racine, WI 53403 (414) 632-6053; 1, 13, 17, 18, 21-23; 109, 110, 116, 136, 137, 142, 176-178, 184; Wisconsin Advertising Assn., Inc., 5645 S. 108th St., Hales Corners, WI 53130 (414) 529-4700; 1, 13, 17, 18, 21-23; 109, 110, 116, 136, 137, 142, 176-178, 184; Wisconsin Fireworks Assn., 105 Dearborn St., Beloit, WI 53511 (608) 365-3468; 1, 3; 109.

Poulson, Richard E., Sr., P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-8283; Board of School Directors of the City of Milwaukee, P.O. Drawer 10K, 5225 W. Vliet St., Milwaukee, WI 53201 (414) 475-8282; 2, 4-12, 14, 17-20, 22-24; 101, 104, 113, 118, 119, 121-129, 136-138, 140, 142, 144-146, 148-151, 158, 170, 171, 174, 176, 178, 184.

Ramsey, Thomas L., Wisconsin Petroleum Council, Div. of API, 25 W. Main St., Madison, WI 53703 (608) 256-3312; American Petroleum Institute, 2101 L St., N.W., Washington, D.C. 20037 (202) 457-7200; 1, 2, 4, 7, 8, 13-18, 20-23, 26; 101, 109, 113, 136, 142, 144, 149, 170, 174-176, 178, 181, 186.

Sicula, Paul E., 212 W. Wisconsin Ave., Milwaukee, WI 53203; Milwaukee Public Schools Administrators & Supervisors Council, Inc., 5710 W. Vliet St., Milwaukee, WI 53208 (414) 453-4400; 7, 12, 20, 26; 127, 136; Reid & Assoc., Inc., 1742 W. Silver Spring Dr., Glendale, WI 53209 (414) 228-9200; 11, 13, 15, 18-20, 22.

Skumavc, Richard F., 117 W. Spring St., Chippewa Falls, WI 54729 (715) 723-5561; Wisconsin Farmers Union, 117 W. Spring St., Chippewa Falls, WI 54729 (715) 723-5561; 1, 17, 22; 109, 110, 144, 149.

Stadelman, Richard J., 125 N. Main St., Shawano, WI 54166 (715) 524-2155; Wisconsin Towns Assn., Rt. 4, Box 303, Shawano, WI 53166 (715) 526-3157; 4, 6-8, 11, 17, 18, 20, 22, 23; 103, 119, 129, 136, 142, 144, 148, 150, 170, 176-178, 181.

Steinke, M.L., 13 Odana Ct., P.O. Box 4364, Madison, WI 53711 (608) 273-2900; Wisconsin Farm Equipment Assn., Inc., 13 Odana Ct., P.O. Box 4364,

Madison, WI 53711 (608) 273-2900; 1, 2, 14, 22; 109, 113, 136, 184.

Sullivan, Daniel C., 231 W. Michigan St., Rm. 446, Milwaukee, WI 53201 (414) 277-2137; Wisconsin Electric Power Co., 231 W. Michigan St., Milwaukee, WI 53201 (414) 277-2345; 1-26; 101-186.

Taranto, Mindy, Lawton & Cates, 110 E. Main St., Madison, WI 53703 (608) 256-9031; Wisconsin Council of County & Municipal Employees, Council 40, AFSCME, AFL-CIO, 5 Odana Ct., Madison, WI 53719 (608) 274-9100; 26; 121-123, 126, 129, 136-139.

Theiler, Carl F., P.O. Box 316, Tomahawk, WI 54487 (715) 453-5159; Timber Producers Assn. of MI-WI, P.O. Box 316, Tomahawk, WI 54487 (715) 453-5159; 18, 22, 23; 138, 144, 176, 178.

Thieme, Janice H., 125 W. Doty St., Madison, WI 53703 (608) 255-6789; Wisconsin Motor Carriers Assn., Inc., 125 W. Doty St., Madison, WI 53703 (608) 255-6789; 13, 21, 22, 23; 176, 178.

Tipler, George, 122 W. Washington Ave., Madison, WI 53703 (608) 257-2622; Wisconsin Assn. of School Boards, Inc., Box 160, Winneconne, WI 54986 (414) 582-4443; 1-26; 101-186.

Trubek, Louise G., 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 520 University Ave., Madison, WI 53703 (608) 251-4008; 3, 11, 12, 14, 18-20, 22; 101, 108, 109, 113, 127, 129, 136, 138, 140, 145, 149, 150, 174, 176.

Vaughan, Michael R., Murphy, Stolper, Brewster & Desmond, S.C., 150 E. Gilman St., P.O. Box 2038, Madison, WI 53701 (608) 257-7181; Wisconsin Driver and Traffic Safety Education Assn., Inc., c/o Robert Wing, 545 W. Dayton St., Madison, WI 53703 (608) 266-6187; 7, 23, 26; 148, 176, 186.

Whittow, George, Room 701-F, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-3747; City of Milwaukee, Attn. City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-2221; 1-8, 10, 11, 13, 14, 16-23, 26; 101, 109, 113, 116, 119, 121, 129, 136, 138, 140-142, 144, 148, 149, 170-172, 174, 176, 178, 180, 186.

Widder, Theodore C., III, 20 N. Carroll St., Madison, WI 53703 (608) 256-1978; Allstate Insurance Co., Allstate Plaza, E-5, Northbrook, IL 60062 (312) 291-7110; 14; 138.

Willborn, Terry L., 13 Odana Ct., P.O. Box 4364, Madison, WI 53711 (608) 273-2900; Wisconsin Farm Equipment Assn., Inc., 13 Odana Ct., P.O. Box 4364, Madison, WI 53711 (608) 273-2900; 1, 2, 14, 22; 109, 113, 136, 184.

Williams, George, 4620 W. North Ave., Milwaukee, WI 53208 (414) 449-1146; Wisconsin Education Assn. Council, 101 W. Beltline Hwy., Madison, WI 53713 (608) 255-2971; 1-26; 101-186.

#### Registration Amendment

United Foundrymen of Wisconsin: change address and phone to: United Foundrymen of Wisconsin, c/o Jack Goudzwaard, Neenah Foundry Co, 2121 Brooks Ave., Neenah, WI 54956 (414) 725-3041.

#### Wisconsin Educational Television and Radio Networks

February 3, 1983

To the Honorable the Senate

Chapter 20, Laws of 1981, Section 690m, 39.11(17m) of the statutes state the Education Communications Board shall:

Maintain annual records of its expenditures for programming purposes by type of programming and by source of revenue. By December 1, 1981, and annually thereafter, the Educational Communications Board shall report to the Governor and the Legislature all of the board's sources of revenue by source and amount.

Since the year to be reported is not specified, the ECB interprets the intent to mean the previous fiscal year. Therefore, in accordance with Section 690m, 39.11(17m) the audited financial statements for the fiscal year ending June 30, 1982 for the Wisconsin Educational Television Network and the Wisconsin Educational Radio Network operated by the Educational Communications Board are hereby submitted.

Sincerely,

ANTON J. MOE

Executive Director

#### EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

February 7, 1983

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint James T. Sykes of Madison to the Wisconsin Housing Finance Authority pursuant to the statutes governing, to serve a term to expire January 1, 1986.

Respectfully,

ANTHONY S. EARL

Governor

Read and referred to committee on Urban Affairs and Government Operations.

By request of Senator Cullen, with unanimous consent, the rules were suspended and the Senate Organization Scheduling Report was considered as the Calendar of February 8.

CALENDAR OF FEBRUARY 8

Senator Cullen asked unanimous consent that the appointments be considered enmasse.

Senator Opitz objected.

By request of Senator Cullen, with unanimous consent, the appointments were considered enmasse with the exception of Howard Fuller.

FULLER, HOWARD, of Milwaukee, as Secretary of the Department of Employment Relations, to succeed Hugh Henderson, to serve at the pleasure of the Governor.

Read.

The question was: Shall the appointment be confirmed?

The ayes and noes were required and the vote was: ayes, 29; noes, 1; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lee, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 29.

Noes -- Senator Opitz -- 1.

Absent or not voting -- Senator Lorge -- 1.

So the appointment was confirmed.

HANSON, DORIS, of McFarland, as Secretary of the Department of Administration, to succeed Kenneth Lindner, to serve at the pleasure of the Governor.

Read.

LEY, MICHAEL, of Madison, as Secretary of the Department of Revenue, to succeed Mark Musolf, to serve at the pleasure of the Governor.

Read.

NICHOLS, BARBARA, of Madison, as Secretary of the Department of Regulation and Licensing, to succeed Sue Ann Kaestner, to serve for the term ending March 1, 1985.

Read.

SWEDA, JOSEPH, of Madison, as Chairman of the Transportation Commission, to succeed Joan D. McArthur, to serve for the term ending March 1, 1989.

Read.

The question was: Shall the appointments be confirmed?

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Chilsen, Cullen, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lee,

Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

Absent or not voting -- Senator Lorge -- 1.

So the appointments were confirmed.

SENATE CLEARINGHOUSE ORDERS

**Clearinghouse Rule 82-214**

AN ORDER to renumber NR 25.02 (8) through (24); to amend NR 25.06 (2) (a) and 25.07 (2) (a) 2; to repeal and recreate NR 25.08 (2) (a) 3 and 6; and to create NR 25.02 (8), (9), (17), (19) and (23), relating to an experimental spring season for chubs in northern Lake Michigan.

Submitted by Department of Natural Resources.

Report received from agency, February 7, 1983.

Referred to committee on Energy and Environmental Resources, February 8, 1983.

**Clearinghouse Rule 82-218**

AN ORDER to repeal ch. Ret 1, relating to the functioning of the Wisconsin retirement board.

Submitted by Department of Employee Trust Funds.

Report received from agency, February 4, 1983.

Referred to committee on Urban Affairs and Government Operations, February 8, 1983.

The committee on Labor, Business, Veterans Affairs and Tourism reports and recommends:

**Clearinghouse Rule 82-177**

AN ORDER to repeal NR 45.09 (1) (hh); and to create NR 45.09 (2) (e), relating to use of motorboats on Woodman Lake, Grant County.

No action taken.

**Clearinghouse Rule 82-196**

AN ORDER to create Ind 74.04 (14), relating to overtime exemption for forestry and lumbering employers.

No action taken.

**Clearinghouse Rule 82-197**

AN ORDER to amend Ind 70.05 (1) (a) and (b) and 70.06 (1) to (21), (34) (caption) and (36); and to create Ind 70.05 (5) and (6) and 70.14, relating to child labor.

No action taken.

**Clearinghouse Rule 82-203**

AN ORDER to amend VA 2.01 (4) (b), relating to providing department subsistence aid to veterans suffering from post-traumatic stress disorder.

No action taken.

JEROME VAN SISTINE  
Chair

The committee on Energy and Environmental Resources reports and recommends:

**Clearinghouse Rule 82-156**

AN ORDER to amend NR 207.02, 207.04, 207.05 and 207.06; and to create NR 205.04 (3m), relating to effluent

limitations based upon federally promulgated regulations.

No action taken.

**Clearinghouse Rule 81-184**

AN ORDER to repeal NR 155.06 (4); to amend NR 154.19 (1); to repeal and recreate NR 154.04 and 154.08; and to create NR 154.145, 154.24, 154.25, 155.03 (7) and 155.035, relating to ambient air quality.

No action taken.

**Clearinghouse Rule 82-186**

AN ORDER to amend NR 10.01 (1) (f) 2 and 10.01 (1) (L) 5; and to create NR 10.01 (1) (b), (c), (g) and (u), relating to the 1982 migratory bird season.

No action taken.

**Clearinghouse Rule 82-199**

AN ORDER to amend NR 20.03 (1) (a) 1 and (e) 2, relating to a 34-inch length limit on muskellunge in 2 lakes and a 14-inch length limit on largemouth bass in one lake.

No action taken.

**Clearinghouse Rule 82-230**

AN ORDER to amend NR 10.01 (2) (a) and (b), (3) (c) 3 and 10.13 (1) (b) 2; to repeal and recreate NR 10.01 (2) (d) and (e) and (3) (g); and to create NR 10.001 (24), relating to 1983 hunting and trapping regulation.

No action taken.

**Clearinghouse Rule 82-28**

AN ORDER to renumber NR 129.12; to renumber and amend NR 129.13 to 129.15; to amend NR 129.06 to 129.10; and to repeal and recreate NR 129.05, relating to the floodplain and shoreland mapping grant program.

No action taken.

**Clearinghouse Rule 82-182**

AN ORDER to amend NR 21.02 (2) and 22.02 (2), relating to minimum size limits for commercially sold 'dressed' catfish taken from the Mississippi River.

No action taken.

**Clearinghouse Rule 82-99**

AN ORDER to amend NR 154.17 (2) (intro.); and to repeal and recreate NR 154.17 (3), relating to emission limitations and air pollution control equipment for motor vehicles.

No action taken.

**Clearinghouse Rule 82-181**

AN ORDER to repeal NR 25.08 (6) (b) and (c); to renumber NR 25.02 (6) to (22); to amend NR 25.05 (1) and (2), 25.07 (1) and (2) and 25.08 (5); to repeal and recreate NR 20.02 (1) (c); and to create NR 25.02 (6) and (20) and 25.06 (2) (b), relating to sport and commercial fishing for yellow perch in outlying waters.

No action taken.

JOE STROHL

Chair

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in:

**Assembly Joint Resolution 19**

MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Joint Resolution 19**

Relating to the life and public service of Harland E. Everson.

By All Members of the Assembly.

Read.

Considered as privileged and taken up.

Concurred in.

CALENDAR OF FEBRUARY 8

**Senate Bill 5**

Relating to eliminating the requirement that operators' licenses be centrally issued.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 5**

Read a third time and passed.

MOTIONS

By request of Senator Cullen, with unanimous consent, **Senate Bill 48** was withdrawn from committee on Labor, Business, Veterans Affairs and Tourism and referred to committee on Senate Organization.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 1** by Senator Cullen.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Thursday, February 10.

11:47 A.M.